The opinion of the decision being entered today was  $\underline{not}$  written for publication and is  $\underline{not}$  binding precedent of the Board.

Paper No. 26

## UNITED STATES PATENT AND TRADEMARK OFFICE

## BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Ex parte MICHAEL MOVALLI AND BRIAN MOVALLI

Application 08/697,742

ORDER REMANDING TO EXAMINER

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PAT & TM OFFICE PEALS

PAT & PATERFERENCES

BOARD INTERFERENCES

On September 21, 2000, appellants timely filed a Reply Brief (Paper No. 25). There is no indication in the record that the examiner has considered the Reply Brief.

Accordingly, it is

ORDERED that the application be remanded to the Examiner for appropriate notification to applicants and for such further action as may be appropriate.

Appeal No.: Application No.: 08/697,742

2000-1962

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal.

BOARD OF PATENT APPEALS

AND INTERFERENCES

By:

Program and Resource Administrator

(703) 308-9797

cc: Finnegan, Henderson, Farabow, Garrett and Dunner LLP 1300 I Street NW

Washington, DC 20005